## UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

GUAN JIAN LU,

CIVIL NO. 12-1385 (DSD/JSM)

Plaintiff,

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REPORT AND RECOMMENDATION

AMERICAN WHOLE SALE LENDER, COUNTRYWIDE HOME LOANS SERVICING, LP, MERSCORP, INC., MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., DOES I-X and ROE CORPORATIONS I-X,

Defendants.

The Complaint in this case was filed on June 11, 2012. When no answer was filed on behalf of defendant or other appearance made within the time required by the rules, the Court issued an Order on October 15, 2012, which by its terms required plaintiff to take certain action. To date, plaintiff has not complied with the terms of that Order.

## RECOMMENDATION

Based upon the foregoing, IT IS RECOMMENDED that the Court issue an Order dismissing this case for lack of prosecution.

Dated:

November 6, 2012

<u>s/Janie S. Mayeron</u>JANIE S. MAYERONUnited States Magistrate Judge

Under D.Minn. LR 72.2(b) any party may object to this Report and Recommendation by filing with the Clerk of Court, and serving all parties by **November 20, 2012**, a writing which specifically identifies those portions of this Report to which objections are made and the basis of those objections. A party may respond to the objecting party's brief within fourteen days after service thereof. All briefs filed under this Rules shall be limited to 3500 words. A judge shall make a de novo determination of those portions to which objection is made. This Report and Recommendation does not constitute an order or judgment of the District Court, and it is therefore not appealable directly to the Circuit Court of Appeals.